

Senate File 482

H-1560

Amend Senate File 482, as amended, passed, and reprinted by the Senate, as follows:

1. Page 6, after line 3 by inserting:

<DIVISION

INMATES OF PUBLIC INSTITUTIONS — MEDICAID ELIGIBILITY

Sec. \_\_\_\_\_. NEW SECTION. 249A.38 Inmates of public institutions — suspension or termination of medical assistance.

1. The following conditions shall apply to an individual who is an inmate of a public institution as defined in 42 C.F.R. § 435.1010, who is enrolled in the medical assistance program at the time of commitment to the public institution, and who is eligible for medical assistance by reason of disability or being sixty-five years of age or older:

a. The department shall suspend the individual's eligibility for up to the initial twelve months of the period of commitment. The department shall delay the suspension of eligibility for a period of up to the first thirty days of commitment if such delay is approved by the centers for Medicare and Medicaid services of the United States department of health and human services. If such delay is not approved, the department shall suspend eligibility during the entirety of the initial twelve months of the period of commitment. Claims submitted on behalf of the individual under the medical assistance program for covered services provided during the delay period shall only be reimbursed if federal financial participation is applicable to such claims.

b. The department shall terminate an individual's eligibility following a twelve-month period of suspension of the individual's eligibility under paragraph "a".

2. a. A public institution shall provide the department and the social security administration with a monthly report of the individuals who are committed to the public institution and of the individuals who are discharged from the public institution.

b. The department shall provide a public institution with the forms necessary to be used by the individual in expediting restoration of the individual's medical assistance benefits upon discharge from the public institution.

3. This section applies to individuals as specified in subsection 1 on or after January 1, 2012.

4. The department may adopt rules pursuant to chapter 17A to implement this section.

Sec. \_\_\_\_\_. IMPLEMENTATION. The department of human services shall do all of the following:

1       1. Request any waiver or approval necessary from  
2 the centers for Medicare and Medicaid services of the  
3 United States department of health and human services  
4 to provide for the delay in suspension of eligibility  
5 as provided in this Act beginning January 1, 2012. The  
6 department shall implement the delay period to the  
7 maximum extent of the federal approval.  
8       2. Develop a process for suspension of medical  
9 assistance eligibility for individuals as specified in  
10 this Act beginning January 1, 2012.  
11       3. Incorporate provisions for suspension and  
12 termination of medical assistance eligibility for  
13 inmates of public institutions within any future  
14 redesign of the medical assistance program eligibility  
15 information management system.  
16       Sec. \_\_\_\_\_. EFFECTIVE UPON ENACTMENT. This division  
17 of this Act, being deemed of immediate importance,  
18 takes effect upon enactment.>  
19       2. By renumbering as necessary.

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HEATON of Henry

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HEDDENS of Story